IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO: 12332 of 2005

Between:

P.S.N.C.C. High School, Rep. by its Correspondent Sri Patibandla Gopala Swamy S/o. Srimmanarayana, Prakasam District.

..... PETITIONER

AND

1 Government of Andhra Pradesh, Rep by its Principal Secretary,

Education Department, Saifabad,Hyderabad.
2 Commissioner & Director of School Education, A.P. , Hyderabad.
3 Regional Joint Director, School Education, Guntur.
4 District Educational Officer, Prakasam DIstrict at Ongole.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of writ of Mandamus declaring the action of the Respondents in not filling up the post of Physical Education Teacher in the petitioner School as per proceedings in G.O.Rt.No.878 dt.28-9-2004 of Education (PS-2) Department as illegal, improper and arbitrary and consequently directing them to fill up the post of Physical Education Teacher in the Petitioner School as per proceedings in G.O.Rt.No.878 dt.28-9-2004 of Education (PS-2) Department.

Counsel for the Petitioner: SMT.K.SESHARAJYAM

Counsel for the Respondents: GP FOR EDUCATION

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed by the petitioner-Institution aggrieved by the inaction of the respondents 2 to 4 in acting upon the directions of the first respondent in G.O.Rt.No.878 dated 28-09-2004 by which the Government granted exemptions from the ban and granted permission to the Management for filling up the existing vacant aided post of Physical Education Teacher, by way of direct recruitment in the category of OC-General Candidate.

2. As there are no disputed facts in this case and as it is represented that there is no Physical Education Teacher in the petitioner's School in spite of the sanction granted by the Government, respondents 3 and 4 are directed to take appropriate action immediately for implementation of the orders of the Government in G.O.Rt.No.878 dated 28-09-2004 and pass necessary orders within a period of two weeks from the date of receipt of a copy of this order.

3. Accordingly, the Writ petition is disposed of. No order as to costs.

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S.ANANDA REDDY, J

13th June, 2005

Note:

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Furnish C.C. within three days

B/o.

SKM

To

1 The Principal Secretary, Government of Andhra Pradesh,

Education Department, Saifabad,Hyderabad.

2 Commissioner & Director of School Education, A.P. , Hyderabad.
3 Regional Joint Director, School Education, Guntur.
4 District Educational Officer, Prakasam DIstrict at Ongole.

5 Two C.Cs. to G.P. for Education, High Court Buildings, High Court of

A.P., Hyderabad (OUT)

6 2 CD copies

*Form-NIC-OGS/WP{**VSMI**}*